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FOR THE DISTRICT OF COLUMBIA**

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05 20 2003
U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:03-cv-01095-RBW

MCKINNEY v. US PAROLE
COMMISSION et al
Assigned to: Judge Reggie B. Walton
Cause: 28:2241 Petition for Writ of Habeas
Corpus (federa

Date Filed: 05/20/2003
Jury Demand: None
Nature of Suit: 530 Habeas
Corpus (General)
Jurisdiction: U.S. Government
Defendant

Plaintiff

STEVE MCKINNEY

represented by **Catharine F. Easterly**
PUBLIC DEFENDER
SERVICE FOR DC
633 Indiana Avenue NW
Washington, DC 20004
(202) 628-1200
Fax: (202) 626-8351
Email: keasterly@pdsdc.org
LEAD ATTORNEY
ATTORNEY TO BE
NOTICED

V.

Defendant

**US PAROLE
COMMISSION**

represented by **Daniel M. Cisin**
U.S. Attorney's Office
555 4th Street, N.W.
Washington, DC 20530
(202) 514-7289
Fax: (202) 514-8784
Email: dan.cisin@verizon.net

*ATTORNEY TO BE
NOTICED*

Defendant

EDWARD F. REILLY, JR. represented by **Daniel M. Cisin**
Chairman (See above for address)
*ATTORNEY TO BE
NOTICED*

Defendant

**CRANSTON J.
MITCHELL** represented by **Daniel M. Cisin**
(See above for address)
*ATTORNEY TO BE
NOTICED*

Defendant

JOHN SIMPSON represented by **Daniel M. Cisin**
In their official capacities (See above for address)
*ATTORNEY TO BE
NOTICED*

Defendant

ODIE WASHINGTON
*Director, D.C. Department of
Corrections*

Defendant

WILLIE SCOTT
*Warden, Rivers Correctional
Institution*

Date Filed	#	Docket Text
05/20/2003	<u>1</u>	PETITION for Writ of Habeas Corpus (Filing fee \$ 5.) , filed by STEVE MCKINNEY. (Attachments: # <u>1</u> # <u>2</u> Exhibit)(td,) (Entered: 05/22/2003)

05/20/2003		SUMMONS Not Issued as to CRANSTON J. MITCHELL ; EDWARD F. REILLY JR. ; WILLIE SCOTT ; JOHN SIMPSON ; US PAROLE COMMISSION ; ODIE WASHINGTON (td,) (Entered: 05/22/2003)
08/06/2003	<u>2</u>	SHOW CAUSE ORDER. Signed by Judge Reggie B. Walton on August 6, 2003. (lcrbw3,) (Entered: 08/06/2003)
08/13/2003		ENTERED IN ERROR. . .Summons (6) Issued as to CRANSTON J. MITCHELL, EDWARD F. REILLY JR., WILLIE SCOTT, JOHN SIMPSON, US PAROLE COMMISSION, ODIE WASHINGTON, USA (td,) Modified on 8/14/2003 (td,). (Entered: 08/14/2003)
08/13/2003		ENTERED IN ERROR. . .SUMMONS (1) Issued as to U.S. Attorney (td,) Modified on 8/14/2003 (td,). (Entered: 08/14/2003)
08/13/2003		SHOW CAUSE (7) Issued as to Defendants and US Attorney pursuant to Order to Show Cause (td,) (Entered: 08/14/2003)
08/21/2003	<u>8</u>	ENTERED IN ERROR. . .RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to United States Attorney served on 8/21/2003, answer due 10/20/2003. (td,) Modified on 9/10/2003 (td,). (Entered: 09/10/2003)
08/21/2003	<u>9</u>	SHOW CAUSE Executed as to US Attorney pursuant to Order to Show Cause (td,) (Entered: 09/10/2003)
08/28/2003	<u>4</u>	ENTERED IN ERROR..... RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to CRANSTON J. MITCHELL served on 8/27/2003; EDWARD F. REILLY JR. served on 8/27/2003, answer due 10/27/2003; JOHN SIMPSON served on 8/27/2003, answer due 10/27/2003; US PAROLE COMMISSION served on 8/27/2003,

		answer due 10/27/2003. (mpt,) Modified on 8/29/2003 (mpt,). (Entered: 08/29/2003)
08/28/2003	<u>5</u>	SHOW CAUSE Executed as to Mitchell, Reilly, Simpson, US Parole Commission pursuant to Order to Show Cause 2 (mpt,) (Entered: 08/29/2003)
08/29/2003	<u>3</u>	MOTION to Transfer Case by CRANSTON J. MITCHELL, EDWARD F. REILLY JR., JOHN SIMPSON, US PAROLE COMMISSION. (Cisin, Daniel) (Entered: 08/29/2003)
08/29/2003		NOTICE OF CORRECTED DOCKET ENTRY. Document No. 4 was entered in error and the court corrected the problem. (mpt,) (Entered: 08/29/2003)
09/04/2003	<u>6</u>	ENTERED IN ERROR.....First MOTION to Transfer Case <i>Response</i> by STEVE MCKINNEY. (Attachments: # <u>1</u> # <u>2</u>)(Easterly, Catharine) Modified on 9/5/2003 (bcs,). (Entered: 09/04/2003)
09/04/2003	<u>7</u>	RESPONSE to <i>United States' Motion to Transfer</i> filed by STEVE MCKINNEY. (Attachments: # <u>1</u> # <u>2</u> # <u>3</u>) (Easterly, Catharine) (Entered: 09/04/2003)
09/05/2003		"NOTICE OF CORRECTED DOCKET ENTRY. Document No. 6 was entered in error and counsel has already refiled said pleading." (bcs,) (Entered: 09/05/2003)
09/22/2003	<u>10</u>	SHOW CAUSE Executed on 9/4/03 as to Warden, Rivers Correctional Institution pursuant to Order to Show Cause (td,) (Entered: 10/05/2003)
09/22/2003	<u>11</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on 9/16/03 as to D.C. Department of Corrections. (td,) (Entered: 10/05/2003)
01/15/2004	<u>12</u>	MEMORANDUM OPINION regarding Motion to Transfer. Signed by Judge Reggie B. Walton on January 15, 2004. (lcrbw3,) (Entered: 01/15/2004)

01/15/2004	<u>13</u>	ORDER Granting Motion to Transfer.Signed by Judge Reggie B. Walton on January 15, 2004. (lcrbw3,) (Entered: 01/15/2004)
01/29/2004	<u>14</u>	NOTICE by STEVE MCKINNEY <i>Notice of Appeal</i> (Easterly, Catharine) (Entered: 01/29/2004)
01/30/2004		NOTICE OF APPEAL received from plaintiff's attorney and forwarded to USCA. (Appeal from transfer order) (td,) (Entered: 02/03/2004)
11/23/2004	<u>15</u>	ORDER of USCA (certified copy) as to <u>14</u> Notice (Other) filed by STEVE MCKINNEY ; It is hereby ordered that the petitioners motion to dismiss be granted, and this case is hereby dismissed; USCA#04-5027 (jsc) (Entered: 11/30/2004)
02/02/2005		Case transferred out to the USDC for Massachusetts pursuant to order filed 1/15/04; sent to court electronically. (td,) (Entered: 02/02/2005)

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United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 04-5027

September Term, 2004

03cv01095

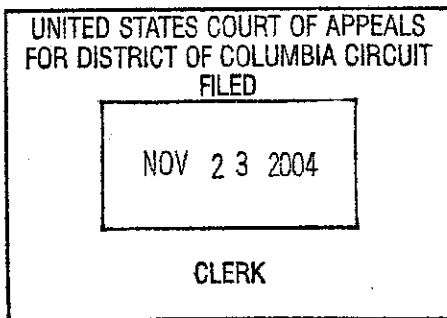
In re: Steve McKinney,
Petitioner

Filed On:

ORDER

Upon consideration of petitioner's motion to dismiss petition for writ of mandamus, it is

ORDERED that the motion be granted, and this case is hereby dismissed.



FOR THE COURT:

Mark J. Langer, Clerk

BY:

Nancy G. Dunn
Nancy G. Dunn
Deputy Clerk

A True copy:

United States Court of Appeals
for the District of Columbia Circuit

By: *Linda J. ...* Deputy Clerk